Reserve

App. F IX-4

1928.

File No. 63-28

Previous References (mc)

MC 61-24 & 71298

Serial Nos. 4218

Later References

General and Revenue Secretariat.

Serial Nos.

Part B for Sept 28

SUBJECT

Bye-laws framed by the municipal Council, Hoskannanpur for the Regulation of Dangerous and offensive trades.

18 Jo. The Deputy Commissioner, Hassan
No C 2760/ of 18 9 28
Sanctions the Bye laws referred to above

HS 21 9 28

L 857

App F III—2]

General and Revenue Secretariat

Serial No 4

Old File No 63 of 1928

Letter no Roc 459/27-28 dated 14th inst from the Deputy Commissioner Hassan District forwarding for sanction the draft bye-laws framed by the Holenarsipur Municipal Council for the regulation of "Dangerous and offensive trades" within the Municipal limits.

1 The items referred to under dangerous and offensive trades, fall within the purview of Sec 157 (1) (n) of the Mysore and Coorg Municipalities Act also

2(a) Stone quarrying is not a offensive trade and has to be omitted, the rest being renumbered

No 4) Dangerous trade The fees fixed are rather high as compared with those in force in Bangalore city and Shimoga (Vide) Rs 5 per annum for each class of business except stone kerosene oil in the former and Rs 2 per annum in the latter Municipality respectively A uniform rate of Rs 3 per annum may perhaps be fixed

5) Offensive trade — The fees fixed in this case also are high (Vide) Rs 6 per annum in Bangalore Mysore cities Rs 5 has been fixed and in Shimoga Rs 2 - A uniform rate of Rs 3 may

NOTE—Contn Sheet.

WD 01714—GPS—30,000—[illegible]

General and Revenue Secretariat.

W[illegible] File No. 63 of 1928

Serial No

the fixed in this case also

2) As regards hand made bricks, Rs 8- may be fixed for a kiln of 10000 s/-, as in the case of other Municipalities, instead of one annas for every thousand which is at present the fee.

3) The other items do not call for remarks.

Submitted for orders

B
25/8/28.

2nd Member 27/8

OFFICE OF THE Secretary Bihar and Orissa
27 AUG. 1928
No. 1837

Degree
4/9

Letter accordingly
4/9

Submitted with a draft for approval
4/9/28

Issued vide 2150 of 1891/28. To the Municipalities the byelaws referred to above subject to certain observations

By
4/9

Note—Contn. Sheet

3

Tel Address —Depcom Hassan.

Office of the Deputy Commissioner,
Hassan District.

In reply please refer to
No. C 459-27
Encl: Nil

Dated, Hassan, the 14th AUGUST 1928.

(75) 851
Ml 63-28-4

From

S. ABDUL WAJID, Esquire, B A,
DEPUTY COMMISSIONER,
HASSAN DISTRICT.

To

The Chief Secy., to G., H.A.D., Bangalore.

General Secretary to Government,

Bangalore

Sir,

Adverting to your letter No. L 1320/Ml.63-28-3 dated 10th August 1928, I have the honor to forward herewith for favour of sanction of Government the draft bye-laws framed by the Holenarsipur Town Municipal Council for regulation of "Dangerous and offensive trade" within the Municipal limits.

2. The resolution of the Municipal Council finally approving of these byelaws has been forwarded to you along with the draft octroi byelaws with my letter No.C. 459-27 of this date. As no objections are reported to have been received to these byelaws, I request that they may be kindly approved by Government.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Hassan District.

as.

Dangerous and offensive Trade Bye-Laws

Draft bye-laws framed by the Hon'ble Manbazar Town Municipal Council under Section 66(1)(e) of the Municipal Regulations of 1906

These bye-laws are called "The Dangerous and offensive Trade's bye-laws"

2 In these by-laws unless there is something repugnant in the subject or context -

(a) Dangerous Trade means the business of storing for sale

(1) Jute waste on large scale

(2) Hay, straw, or any other thing fodder for cattle.

(3) Gunpowder, blasting powder, fire works, including patakas etc.

(4) Petroleum oil more than 50 litre and petrol 6 drums of 2 to 3 gallons

(5) cotton more than 3 maunds

(6) Matches on large quantities

(b) Offensive Trade means the business of :-

(1) Storing hides, horns, and skins.

(2) Making or manufacturing bones

(3) Making or manufacturing [illegible] pottery, or glass or earthenware

(4) Burning on any place as a charcoal

(5) Burning any place as brick

(6) Storing [illegible]

(b) ... using, causing or allowing any ...

1. ... using any place as a ..., and ... causing or allowing any ... or other mechanically ... to operate the same or as ... on the ... Factories Regulations

(g) ... Colour or Sulphur

(h) ... Tanning

(i) ... Dyeing

(j) washing or drying wool or hair

6 "Manager" means the person under whose authority or control or for whose benefit a dangerous or offensive trade is carried on whether such person is the Proprietor of the business or the agent in charge thereof.

3. The Manager of every place used for the purpose of a dangerous or offensive trade as defined in clause 2 above, shall not use the said premises for the said trade without obtaining a license from the Police Chief or Police Authority. The license so granted shall expire on the 30th June of the official year during which it was used. But the currency of the license may be renewed for ... on ... and on payment of ... fee, ... a ... shall ... apply, ... and ... shall ... by the ... to be granted ... and ... shall ... by

evaluate external during which the application was pending disposal Provided in the case of factories on which the Factories Regulations the licence shall not be subjected to any time in a

4 The fees leviable on licences to carry on dangerous or offensive trades shall be as follows -

A Dangerous Trades

(a) Dangerous trades for each not exceeding Rs 10/ per annum maximum

B Offensive Trades

(a) for each class of trades or each kiln or furnace for bricks tiles etc Rupees 4 per annum

(b) for other class of trades or furnace for pottery, not dealing Rs 3 per annum

(c) for each factory or Rice mill Rs 50/- per annum

Note - in the case of hand made bricks the licence fee shall be 0-1-0 per every 1000 bricks or any part thereof

5 No such licence shall be granted unless the place intended for the purpose is suitable for the trades to be carried on there without the likelihood of causing any danger nuisance to the persons residing in or passing

Every manager or assistant, shall
keep the places he owns for the purpose,
open between 7 & 10 A.M. and 3 to 5 P.M; for
inspection by the President or Vice President
Sanitary Inspector or Police Inspector
or by both and by Councillors, and he
shall afford every facility for such
inspection

7 Every such manager shall be bound
to furnish to the President or Vice President
whenever called upon to do so, such
information as to show the quantity of
goods received, stored, manufactured, sold
or exported by him

8 In the case of dangerous Trades -

(a) Every manager shall so store his
goods as to admit of free ingress and egress for the
removal of goods and for extinguishing
fires if any

(b) He shall not cause or suffer any
carbide or cake of combustible material
to be unloaded or placed over or adjoining
any such goods

(c) He shall at all times keep the
passages clear & clean

(d) He shall not allow smoking or
unnecessary fire in the premises
and shall provide always sufficient
appliances for extinguishing the fires
if any

(e) shall carry out the trade in such a way as not to make the [illegible] source of danger or nuisance to the [illegible] residing in or resorting to the neighbourhood.

(f) He shall comply with any requisition from the President or Vice President contained in a notice for the temporary removal from the premises of the aforesaid goods or the removal of any other combustible materials not intended for sale or [illegible] any [illegible] in the above premises

In the case of offensive trades

9 (1) Every manager shall confine the trade to be carried on the [illegible] shown in the [illegible]

(11) He shall store all materials in such a manner as to prevent the [illegible] of noxious [illegible] therefrom

(111) He shall adopt the best practicable means of preventing emissions of vapours emitted during the process of the trade either by properly [illegible] or other suitable means

(IV) He shall keep the floor of the Premises in such good order and repair as to prevent the absorption of any [illegible]

But the

9. ... to or any members of employees
... of those which may fall or [illegible]
[illegible]

(iv) He shall provide the premises with proper drains and shall always keep them in good order.

(v) He shall cause the premises cleans at the close of every working day

(vii) He shall not allow any refuse or waste matters not intended for any further process of trade which are likely to be a source of danger or nuisance to be deposited in or around the premises but shall have them removed daily to a place approved by the Municipal or Police Authority

(viii) He shall adopt such other precautions as are necessary to prevent the danger or nuisance to the public from the use of such premises and fully

(ix) He shall comply with any requisition from the Municipal or Police Authority contained in a notice for the effecting any matter or thing in pursuance of the objects of these Rules and for promoting the health of persons employed in such factories

(x) The Municipal or Police Authority shall be at liberty to cancel the licence at any time for disobedience of these rules [illegible]

courses are also any, and the result of the communicable and [illegible] generally and of the persons in which of persons to the regulations the conditions of [illegible] rules are not obeyed.

(vi) The licence granted to carry on dangerous and offensive trade can not be transferable

(vii) Any breach of these rules or bye-laws will entail the suspension or withdrawal of the licence and the prosecution of the offender under section 15-2 (8) of above mentioned Regulation.

K. Narasimhiah
Vice-PRESIDENT,
HOLENARASIPUR MUNICIPALITY

Syed Abdul Aleem
PRESIDENT
HOLENARASIPUR MUNICIPALITY
15-7-28

dfr

For Secretary

G.R.S. VI G 34]

SUBJECT... ....
.. ..

Diary No. of letter replied to.. L 857

Section mf
File No 63 PF
Serial No. 19

General and Revenue Secretariat
(mf)
the *192*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue.... 18-9-28.

Signed by .....

Read—

Letter no Rec 4591/27-28 dated 14.9.28. from the Deputy Commr Hassan District forwarding for sanction the draft byelaws framed by Hobli panchayat with for the regulation of dangerous and offensive trades within the municipal limits

Order Thereon No L2/807/Ex Rgln

The byelaws are approved with the following modifications

1) 2(ix). Stone quarrying is not an offensive trade and has to be omitted and the

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

2

next remunbered

no 4) Dangerous trade:-
The fees fixed are high as compared with those for other towns A uniform rate of Rs 3 per annum may be fixed

(B) Offensive trade:- The fees fixed in this case also are high and a uniform rate of Rs 3 per annum may be fixed

As regards hand made bricks Rs 5 may be fixed for a kiln of 100000 bricks instead of one anna for every thousand which would amount to Rs 6-4-0

no 8-(a) The word "egress" has to be added after the word "ingress"

The Angalans as revised may be got printed and a dozen copies thereof sent to this office for reference

List of enclosures.

Copied by

Examined by

To the Dy Hasan with my compliments

Proceedings of the Government of His Highness the Maharaja of Mysore.

-:O:-

Read -

Letter No. Rec. 459/27-28 dated 14th August 1928 from the Deputy Commissioner, Hassan District forwarding for sanction the draft bye-laws framed by Holenarasipur Municipal Council for the regulation of dangerous and offensive trades within the Municipal limits

-:O:-

Order No L. 2150/Mc63-28-18

Dated, Bangalore 18th September 1928

The bye-laws are approved with the following modifications -

1. 2 (b) Stone quarrying is not an offensive trade and had to be omitted and the rest renumbered.

Dangerous Trade - No 4 - The fees fixed are high as compared with those in other towns A uniform rate of Rs 3 per annum may be fixed

(B) Offensive Trade - The fees fixed in this case also are high and a uniform rate of Rs 3 per annum may be fixed

As regards hand made bricks Rs 5/- may be fixed for a kiln of 100000/- or under instead of one anna for every thousand which would amount to Rs 6-4-0.

No. 8 (a) The word "egress" has to be added after the word "ingress".

The bye-laws as revised may be got printed and a dozen copies thereof sent to this office for reference.

V. Subbaraya Iyer

for General Secretary to Government.

To

The Deputy Commissioner, Hassan.
with the sanctioned bye-law.